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On 19 December 2001  
(DATE OF DEPOSIT)

Thomas C. Stover 22,531  
NAME OF APPLICANT, ASSIGNEE, OR REG. REP.

 19 December 2001  
SIGNATURE DATE

IN THE UNITED STATES PATENT OFFICE

In re Divisional application of  
Phillip G. Wapner et al  
Filed herewith and based on  
Application Serial No. 09/274,820  
Filed: 17 March 1999

Group Art Unit:  
Examiner:

For: MICROTUBES WITH AXIALLY VARIABLE GEOMETRIES AND METHOD  
OF MANUFACTURING SAME

Honorable Commissioner for Patents  
Washington D. C. 20231

Sir:

**PRELIMINARY AMENDMENT**

IN THE SPECIFICATION

Amend the application per the clean copy shown below, as subsequently explained by a marked-up version attached hereto as Exhibit A.

Amend the first paragraph of page 1 of the specification to read as follows:

-- CROSS-REFERENCE TO RELATED PATENT APPLICATIONS

The present application is a divisional of US Patent application serial number 08/472,574 and has the same title.--

## IN THE CLAIMS

Retain in this application original claims 28 - 46.

## REMARKS

Original claims 28 - 46 are in the present application.

These claims were non-elected claims in the above parent application, which has been allowed, and are presented again in this divisional application.

The specification has been amended, as indicated above, for clarity and no new matter has been added.

Thus the above divisional claims, claims 28 - 46 are presented herewith, that they can be examined in light of the prior art and perhaps allowable subject matter seen.

In accordance with Section 714.01 of the M.P.E.P., the following information is presented in the event that a call may be deemed desirable by the Examiner: Thomas C. Stover, (781) 377-3779.

Respectfully submitted,



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THOMAS C. STOVER  
Attorney for Applicant  
Registration No. 22,531

Marked-up version of application to show changes made to above clean version.

## **IN THE SPECIFICATION**

At page 1 delete the following paragraph:

“CROSS-REFERENCES TO RELATED PATENT APPLICATIONS

The present patent application is related to U.S. Patent Application 08/472,574.

Although the present patent application is not pending therefrom, it incorporates several features as shown and described therein.”

and insert therefor the following paragraph:

--CROSS-REFERENCE TO RELATED PATENT APPLICATIONS

The present application is a divisional of U.S. Patent Application Serial number 08/472,574 and has the same title.--

## **IN THE CLAIMS**

Cancel in this application all of the original claims (1-96) except claims 28 - 46.